



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: Department of Labor and Industries

Subject of possible rule making:

Chapter 296-900 WAC, WISHA Administrative Rules
Chapter 296-307 WAC, Safety Standards for Agriculture
Chapter 296-350 WAC, WISHA Administrative Rules
Chapter 296-800 WAC, Safety and Health Core Rules,

Statutes authorizing the agency to adopt rules on this subject:

RCW 49.17.010, RCW 49.17.040, RCW 49.17.050, RCW 49.17.060

Reasons why rules on this subject may be needed and what they might accomplish: The Occupational Safety and Health Administration (OSHA) found our WISHA Administrative Rules to be less effective than the Federal requirements. The proposed changes will make our rule at least as effective as the Federal equivalent. Housekeeping changes will be made, in addition to rewriting for clarity and usability. Existing rules contained in chapter 296-350 WAC, WISHA Administrative Rules, and WAC 296-800-350, WISHA Appeals, Penalties, and other Procedural Rules, are being combined into a single book titled WISHA Administrative Rules.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

No other state or federal agencies, other than the Occupational Safety and Health Administration (OSHA) are known that regulate this subject. The Washington Industrial Safety and Health Act's (WISHA) rules are required to be at least as effective as OSHA's rules.

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
☐ Pilot rule making
☐ Agency study
☒ Other (describe)

Parties interested in the formulation of these rules for proposal may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

Jim Hughes, Project Manager, Phone: (360) 902-4504 Fax: (360) 902-5529
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DATE

May 3, 2005

NAME (TYPE OR PRINT)

Judy Schurke

SIGNATURE

TITLE

Acting Director

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